



DEP/Ref
307

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Isa GOKCE, et al.

2004-5 11 2:41

Serial No.: 10/501,071

Filed: July 9, 2004

For: FUSION PROTEINS

TRANSMITTAL OF SMALL ENTITY
DECLARATION AND REQUEST FOR REFUND

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: REFUND SECTION, ACCOUNTING
DIVISION, OFFICE OF FINANCE

Sir:

Submitted herewith is a Small Entity Declaration, establishing small entity status for the captioned application. In view of Manual of Patent Examining Procedure (MPEP) 509.03, refund of the excess fee paid on **July 9, 2004**, is respectfully requested. Please credit a refund in the amount of **\$669.00** to undersigned Counsel's Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.

01/19/2005 MCLAYBRO 00000006 10501071

v1 FC:2613 460.00 0P
02 FC:2616 145.00 0P

Respectfully submitted,

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Atty. Docket: P69705US0
Date: October 12, 2004
JCH:mch

Rec'd CLAYBRO 0008385600
10501071 Name/Number: 10501071
FC: 5204 \$605.00 CR

10-08-2004

U.S. Patent & TMOfo/TM Mail Rept Dt #60

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JACSON HOLMAN PLLC



Law Offices of
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R&G 43952.US01/JS

DIVISION

Attny's Docket No. P69705US0

SMALL ENTITY DECLARATION
[37 CFR 1.27(a)(1)-(3)]

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Each undersigned declares that:

(1) the application attached hereto.
(2) U.S. Application Serial No. _____, filed _____
(3) U.S. Patent No. _____, Issued _____

is entitled to the benefits of "small entity" status for paying reduced fees under 35 USC 41(a) and (b) to the Patent and Trademark Office by virtue of the following:

(4) Each undersigned declares that he/she qualifies as an independent inventor, or would qualify had he/she made the invention, as defined in 37 CFR 1.27(a)(1).
(5) The undersigned declares that he/she is an official empowered to act on behalf of the concern identified below; that this concern qualifies as a small business concern as defined in 37 CFR 1.27(a)(2); that exclusive rights to the invention have been conveyed to and remain with the small business concern, or if the rights are not exclusive, that all other rights belong to small entities as defined in 37 CFR 1.27(a).
(6) The undersigned declares that he/she is an official empowered to act on behalf of the organization identified below; that this organization qualifies as a nonprofit organization as defined in
(a) 37 CFR 1.27(a)(3)(i) and (ii)(A)
(b) 37 CFR 1.27(a)(3)(i) and (ii)(B)
(c) 37 CFR 1.27(a)(3)(i) and (ii)(C) State law of _____
(d) 37 CFR 1.27(a)(3)(i) and (ii)(D); and

that exclusive rights to the invention have been conveyed to and remain with the organization, or if the rights are not exclusive, that all other rights belong to organizations as defined in 37 CFR 1.27(a).

(7) Each person, concern or organization to which I/we have assigned, granted, conveyed or licensed, or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

(a) no such person, concern or organization

(b) persons, concerns or organization listed below

[a separate declaration is required from each named person, concern or organization having rights to this invention averring to their status as "small entities."]

Full Name _____

Address _____

Individual

Small Business Concern

Nonprofit Organization

I/we acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement of small entity prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I/we hereby declare all statements made herein of his/her own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this declaration is directed.

(8) _____ Typed Name of Inventor _____ Signature _____ Date

_____ Typed Name of Inventor _____ Signature _____ Date

_____ Typed Name of Inventor _____ Signature _____ Date

(9) _____ Typed Name of Inventor _____ Signature _____ Date

Newcastle University Ventures Limited
Name of Small Business Concern or Nonprofit Organization

✓ Dr. Douglas W. Robertson
By ✓ Dr. Douglas W. Robertson
Signature
Title of Signatory

✓ 12/07/04
Date